

House Study Bill 131 - Introduced

SENATE/HOUSE FILE _____
BY (PROPOSED GOVERNOR'S BUDGET
BILL)

A BILL FOR

1 An Act relating to public funding and regulatory matters and
2 making, reducing, and supplementing appropriations for
3 expenditures in the fiscal year beginning July 1, 2010,
4 and including effective date and retroactive applicability
5 provisions.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

DIVISION I

SUPPLEMENTAL APPROPRIATIONS

Section 1. DEPARTMENT OF CORRECTIONS. After applying the reductions made pursuant to 2010 Iowa Acts, chapter 1193, section 27, and any transfers made pursuant to 2010 Iowa Acts, chapter 1193, section 28, to the appropriations made for the following designated purposes, there is appropriated from the general fund of the state to the department of corrections for the fiscal year beginning July 1, 2010, and ending June 30, 2011, the following amounts, or so much thereof as is necessary, to supplement the appropriations made for the following designated purposes:

1. For the operation of adult correctional institutions in 2010 Iowa Acts, chapter 1190, section 3, subsection 1, to be allocated as follows:

a. For the operation of the Fort Madison correctional facility in 2010 Iowa Acts, chapter 1190, section 3, subsection 1, paragraph "a":
..... \$ 1,920,083

b. For the operation of the Anamosa correctional facility in 2010 Iowa Acts, chapter 1190, section 3, subsection 1, paragraph "b":
..... \$ 1,293,060

c. For the operation of the Oakdale correctional facility in 2010 Iowa Acts, chapter 1190, section 3, subsection 1, paragraph "c":
..... \$ 2,385,141

d. For the operation of the Newton correctional facility in 2010 Iowa Acts, chapter 1190, section 3, subsection 1, paragraph "d":
..... \$ 1,101,460

e. For the operation of the Mount Pleasant correctional facility in 2010 Iowa Acts, chapter 1190, section 3, subsection 1, paragraph "e":
..... \$ 1,359,865

1 f. For the operation of the Rockwell City correctional
2 facility in 2010 Iowa Acts, chapter 1190, section 3, subsection
3 1, paragraph "f":
4 \$ 412,008
5 g. For the operation of the Clarinda correctional facility
6 in 2010 Iowa Acts, chapter 1190, section 3, subsection 1,
7 paragraph "g":
8 \$ 1,180,617
9 h. For the operation of the Mitchellville correctional
10 facility in 2010 Iowa Acts, chapter 1190, section 3, subsection
11 1, paragraph "h":
12 \$ 504,674
13 i. For the operation of the Fort Dodge correctional facility
14 in 2010 Iowa Acts, chapter 1190, section 3, subsection 1,
15 paragraph "i":
16 \$ 1,162,060
17 2. For general administration in 2010 Iowa Acts, chapter
18 1190, section 4:
19 \$ 110,202
20 3. For the judicial district departments of correctional
21 services in 2010 Iowa Acts, chapter 1190, section 5, subsection
22 1, to be allocated as follows:
23 a. For the first judicial district department of
24 correctional services in 2010 Iowa Acts, chapter 1190, section
25 5, subsection 1, paragraph "a":
26 \$ 393,353
27 b. For the second judicial district department of
28 correctional services in 2010 Iowa Acts, chapter 1190, section
29 5, subsection 1, paragraph "b":
30 \$ 360,912
31 c. For the third judicial district department of
32 correctional services in 2010 Iowa Acts, chapter 1190, section
33 5, subsection 1, paragraph "c":
34 \$ 221,743
35 d. For the fourth judicial district department of

1 correctional services in 2010 Iowa Acts, chapter 1190, section
2 5, subsection 1, paragraph "d":

3 \$ 169,067

4 e. For the fifth judicial district department of
5 correctional services in 2010 Iowa Acts, chapter 1190, section
6 5, subsection 1, paragraph "e":

7 \$ 723,637

8 f. For the sixth judicial district department of
9 correctional services in 2010 Iowa Acts, chapter 1190, section
10 5, subsection 1, paragraph "f":

11 \$ 460,329

12 g. For the seventh judicial district department of
13 correctional services in 2010 Iowa Acts, chapter 1190, section
14 5, subsection 1, paragraph "g":

15 \$ 265,431

16 h. For the eighth judicial district department of
17 correctional services in 2010 Iowa Acts, chapter 1190, section
18 5, subsection 1, paragraph "h":

19 \$ 177,991

20 Sec. 2. STATE PUBLIC DEFENDER. After applying the
21 reductions made pursuant to 2010 Iowa Acts, chapter 1193,
22 section 27, and any transfers made pursuant to 2010 Iowa Acts,
23 chapter 1193, section 28, to the appropriations made for the
24 following designated purposes, there is appropriated from the
25 general fund of the state to the office of the state public
26 defender of the department of inspections and appeals for the
27 fiscal year beginning July 1, 2010, and ending June 30, 2011,
28 the following amounts, or so much thereof as is necessary, to
29 supplement the appropriations made for the following designated
30 purposes:

31 1. For the office of the state public defender, in 2010 Iowa
32 Acts, chapter 1190, section 10, subsection 1:

33 \$ 2,551,500

34 2. For the fees of court-appointed attorneys for indigent
35 adults and juveniles, in accordance with section 232.141 and

1 chapter 815, in 2010 Iowa Acts, chapter 1190, section 10,
2 subsection 2:

3 \$ 16,000,000

4 Sec. 3. DEPARTMENT OF PUBLIC SAFETY. After applying the
5 reductions made pursuant to 2010 Iowa Acts, chapter 1193,
6 section 27, and any transfers made pursuant to 2010 Iowa Acts,
7 chapter 1193, section 28, to the appropriations made for the
8 following designated purposes, there is appropriated from
9 the general fund of the state to the department of public
10 safety for the fiscal year beginning July 1, 2010, and ending
11 June 30, 2011, the following amounts, or so much thereof as
12 is necessary, to supplement the appropriations made for the
13 following designated purposes:

14 1. For the department's administrative functions in 2010
15 Iowa Acts, chapter 1190, section 14, subsection 1:

16 \$ 275,000

17 2. For the division of criminal investigation in 2010 Iowa
18 Acts, chapter 1190, section 14, subsection 2:

19 \$ 325,000

20 3. For the division of narcotics enforcement in 2010 Iowa
21 Acts, chapter 1190, section 14, subsection 4, paragraph "a":

22 \$ 225,000

23 4. For the division of state fire marshal in 2010 Iowa Acts,
24 chapter 1190, section 14, subsection 5:

25 \$ 130,000

26 5. For the division of state patrol in 2010 Iowa Acts,
27 chapter 1190, section 14, subsection 6:

28 \$ 2,000,000

29 Sec. 4. DEPARTMENT OF PUBLIC HEALTH. After applying the
30 reductions made pursuant to 2010 Iowa Acts, chapter 1193,
31 section 27, and any transfers made pursuant to 2010 Iowa Acts,
32 chapter 1193, section 28, to the appropriations made for the
33 following designated purposes, there is appropriated from
34 the general fund of the state to the department of public
35 health for the fiscal year beginning July 1, 2010, and ending

1 June 30, 2011, the following amounts, or so much thereof as
2 is necessary, to supplement the appropriations made for the
3 following designated purposes:

4 1. For addictive disorders, in 2010 Iowa Acts, chapter 1192,
5 section 2, subsection 1:

6 \$ 675,896

7 2. For healthy children and families, in 2010 Iowa Acts,
8 chapter 1192, section 2, subsection 2:

9 \$ 68,192

10 3. For community capacity, in 2010 Iowa Acts, chapter 1192,
11 section 2, subsection 4:

12 \$ 13,275

13 4. For healthy aging, in 2010 Iowa Acts, chapter 1192,
14 section 2, subsection 5:

15 \$ 403,500

16 5. For infectious diseases, in 2010 Iowa Acts, chapter 1192,
17 section 2, subsection 7:

18 \$ 51,688

19 Sec. 5. DEPARTMENT OF HUMAN SERVICES. After applying the
20 reductions made pursuant to 2010 Iowa Acts, chapter 1193,
21 section 27, and any transfers made pursuant to 2010 Iowa
22 Acts, chapter 1193, section 28, to the appropriations made
23 for the following designated purposes, there is appropriated
24 from the general fund of the state to the department of human
25 services for the fiscal year beginning July 1, 2010, and ending
26 June 30, 2011, the following amounts, or so much thereof as
27 is necessary, to supplement the appropriations made for the
28 following designated purposes:

29 1. For the state mental health institute at Cherokee,
30 in 2010 Iowa Acts, chapter 1192, section 24, subsection 1,
31 paragraph "a":

32 \$ 784,607

33 2. For the state mental health institute at Clarinda,
34 in 2010 Iowa Acts, chapter 1192, section 24, subsection 1,
35 paragraph "b":

1 \$ 623,793

2 3. For the state mental health institute at Independence,
3 in 2010 Iowa Acts, chapter 1192, section 24, subsection 1,
4 paragraph "c":

5 \$ 1,235,916

6 Sec. 6. EFFECTIVE UPON ENACTMENT. This division of this
7 Act, being deemed of immediate importance, takes effect upon
8 enactment.

9 DIVISION II

10 TRANSFERS

11 Sec. 7. 2010 Iowa Acts, chapter 1031, section 235, is
12 amended to read as follows:

13 SEC. 235. DEPARTMENT OF REVENUE — EXAMINERS.

14 1. There is appropriated from the general fund of the state
15 to the department of revenue for the fiscal year beginning July
16 1, 2010, and ending June 30, 2011, the following amount, or
17 so much thereof as is necessary, to be used for the purposes
18 designated:

19 For salaries, support, maintenance, miscellaneous purposes,
20 and for not more than the following full-time equivalent
21 positions:

22 \$ 325,000

23 FTEs 5.00

24 The moneys appropriated in this ~~section~~ subsection shall be
25 utilized by the department to hire five additional examiners.

26 2. On the effective date of this 2011 Iowa Act, moneys
27 appropriated in this section that remain unencumbered or
28 unobligated are transferred to the appropriation made to the
29 department of revenue in 2010 Iowa Acts, chapter 1189, section
30 21.

31 Sec. 8. 2010 Iowa Acts, chapter 1193, section 84, is amended
32 to read as follows:

33 SEC. 84. FISCAL YEAR 2009-2010 — APPROPRIATIONS. There
34 is appropriated from the general fund of the state to the
35 following departments and agencies for the fiscal year

1 beginning July 1, 2009, and ending June 30, 2010, the following
2 amounts, or so much thereof as is necessary, to be used for the
3 purposes designated:

4 1. DEPARTMENT OF MANAGEMENT

5 For salaries, support, maintenance, and miscellaneous
6 purposes:

7 \$ 200,000

8 2. DEPARTMENT OF REVENUE

9 For the duties of the office of the state debt coordinator
10 established in 2010 Iowa Acts, Senate File 2383, if enacted,
11 including salaries, support, maintenance, services,
12 advertising, miscellaneous purposes, and for not more than the
13 following full-time equivalent positions:

14 \$ 300,000

15 FTEs 3.00

16 On the effective date of this 2011 Iowa Act, moneys
17 appropriated in this subsection that remain unencumbered or
18 unobligated are transferred to the appropriation made to the
19 department of revenue in 2010 Iowa Acts, chapter 1189, section
20 21.

21 For the period beginning on the effective date of the section
22 establishing the debt amnesty program in 2010 Iowa Acts, Senate
23 File 2383, through November 30, 2010, or when the program is
24 ended, whichever is later, an amount of the proceeds collected
25 by the program equal to the administrative, advertising, and
26 other costs of the program shall be considered repayment
27 receipts, as defined in section 8.2, and shall be used by the
28 office of the state debt coordinator for those costs.

29 Notwithstanding section 8.33, moneys appropriated in this
30 section that remain unencumbered or unobligated at the close of
31 the fiscal year shall not revert but shall remain available for
32 expenditure for the purposes designated until the close of the
33 succeeding fiscal year.

34 Sec. 9. DEPARTMENT OF HUMAN SERVICES. There is transferred
35 between the following designated appropriations made to the

1 department of human services for the fiscal year beginning July
2 1, 2010, and ending June 30, 2011, not more than the following
3 amounts:

4 1. From the appropriation made for purposes of the state
5 resource center at Glenwood in 2010 Iowa Acts, chapter 1192,
6 section 25, subsection 1, paragraph "a", to the appropriation
7 made for purposes of the Iowa juvenile home at Toledo in 2010
8 Iowa Acts, chapter 1192, section 17, subsection 1:

9 \$ 400,000

10 2. From the appropriation made for purposes of the state
11 resource center at Woodward in 2010 Iowa Acts, chapter 1192,
12 section 25, subsection 1, paragraph "b", to the appropriation
13 made for purposes of the state mental health institute at
14 Independence in 2010 Iowa Acts, chapter 1192, section 24,
15 subsection 1, paragraph "c":
16 \$ 400,000

17 Sec. 10. EFFECTIVE UPON ENACTMENT. This division of this
18 Act, being deemed of immediate importance, takes effect upon
19 enactment.

20 DIVISION III

21 CORRECTIVE PROVISIONS

22 Sec. 11. 2010 Iowa Acts, chapter 1193, section 199, is
23 amended to read as follows:

24 SEC. 199. TERRACE HILL — GENERAL FUND — DEPARTMENT OF
25 ADMINISTRATIVE SERVICES. There is appropriated from the
26 general fund of the state to the department of administrative
27 services for the fiscal year beginning July 1, ~~2009~~ 2010,
28 and ending June 30, ~~2010~~ 2011, the following amount, or so
29 much thereof as is necessary, to be used for the purposes
30 designated:

31 For salaries, support, maintenance, and miscellaneous
32 purposes necessary for the operation of Terrace Hill, and for
33 not more than the following full-time equivalent positions:

34 \$ 263,329
35 FTEs 6.38

1 Sec. 12. EFFECTIVE UPON ENACTMENT. This division of this
2 Act, being deemed of immediate importance, takes effect upon
3 enactment. The provision amending 2010 Iowa Acts, chapter
4 1193, section 199, applies retroactively to April 29, 2010.

5 EXPLANATION

6 This bill makes supplemental appropriations and transfers of
7 appropriations for expenditure in FY 2010-2011 and revises the
8 fiscal year of an appropriation. The bill is organized into
9 divisions.

10 SUPPLEMENTAL APPROPRIATIONS. This division supplements
11 the amounts of appropriations made to certain state agencies.
12 Language is included clarifying that the appropriations are
13 made after applying the appropriation reductions made pursuant
14 to 2010 Iowa Acts, chapter 1193, section 27, and any transfer
15 made pursuant to 2010 Iowa Acts, chapter 1193, section 28.

16 Supplemental appropriations are made from the general fund
17 of the state for the justice system in 2010 Iowa Acts, chapter
18 1190, to the following departments and agencies: department
19 of corrections institutions and community-based corrections,
20 public defender, and public safety.

21 Supplemental appropriations are made for the general fund of
22 the state for health and human services programs in 2010 Iowa
23 Acts, chapter 1192, as follows: department of public health
24 and department of human services.

25 TRANSFERS. This division makes intradepartmental transfers
26 of certain appropriations from the general fund of the state
27 for FY 2010-2011.

28 Intradepartmental transfers are made between unexpended
29 balances in the appropriations made to the department of
30 revenue in 2010 Iowa Acts, chapter 1031, for additional
31 examiners and in 2010 Iowa Acts, chapter 1193, for the office
32 of the debt amnesty coordinator (this appropriation was carried
33 forward from FY 2009-2010), to the general appropriation made
34 to the department in 2010 Iowa Acts, chapter 1189, section 21.

35 Intradepartmental transfers are made between appropriations

1 made to the department of human services in 2010 Iowa Acts,
2 chapter 1192, as follows: from the state resource center at
3 Glenwood to the Iowa juvenile home at Toledo and from the
4 state resource center at Woodward to the state mental health
5 institute at Independence.

6 The division takes effect upon enactment.

7 CORRECTIVE PROVISIONS. This division provides corrective
8 provisions.

9 An appropriation made in 2010 Iowa Acts, chapter 1193,
10 commonly referred to as the standing appropriations bill, is
11 amended to correct the fiscal year in section 199. This fiscal
12 year for this appropriation, made from the general fund of
13 the state to the department of administrative services for
14 personnel costs at Terrace Hill, is changed from fiscal year
15 2009-2010 to fiscal year 2010-2011.

16 The division takes effect upon enactment and is
17 retroactively applicable to the 2010 Iowa Act's effective date
18 of April 29, 2010.